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INDIANA UTILITY REGULATORY COMMISSION  
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INDIANAPOLIS, INDIANA 46204-2764

INDIANA UTILITY  
REGULATORY COMMISSION  
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PETITION OF INDIANA WATER SERVICE,  
INC. FOR APPROVAL OF (A) A DISTRIBUTION  
SYSTEM IMPROVEMENT CHARGE ("DSIC")  
PURSUANT TO IND. CODE CHAP. 8-1-31; (B)  
A NEW RATE SCHEDULE REFLECTING THE  
DSIC; AND (C) INCLUSION OF THE COST OF  
ELIGIBLE DISTRIBUTION SYSTEM  
IMPROVEMENTS IN ITS DSIC

CAUSE NO. 42743-DSIC 1

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") caused the following entry to be made:

On October 26, 2004, Indiana Water Service, Inc. ("Petitioner") filed a Petition for approval of a Distribution System Improvement Charge ("Petition") in this Cause. It appears to the Presiding Officers that the Petition is not in compliance with 170 IAC 1-1.1-7, a Commission rule requiring that an entity be represented by an attorney admitted to practice before the Supreme Court of Indiana or by an attorney not admitted in Indiana who petitions for limited admission and is accompanied by Indiana co-counsel. Specifically, the relevant subsections of 170 IAC 1-1.1-7 state:

(b) The interest of another person or entity may only be represented by an attorney admitted to practice before the supreme court of Indiana in good standing.

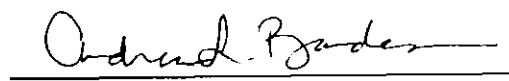
(c) An attorney not admitted to practice before the supreme court of Indiana in good standing but admitted to practice before the Supreme Court of the United States, or the highest court of any other state or territory of the United States, in good standing, may appear at the discretion of the presiding officer before the commission upon filing a verified petition for limited admission to practice before the commission that meets the requirements of the Indiana Rules for Admission to the Bar and the Discipline of Attorneys Rule 3, Section 2(a). Upon being granted limited admission to practice before the commission, an attorney must appear with co-counsel admitted to practice in Indiana. Pending approval of the petition, such an attorney may be permitted to appear, at the discretion of a presiding officer, at any hearing. Local counsel shall sign all briefs, papers, and pleadings in such cause and shall be jointly responsible therefor.

There is no indication in the Petition that the individual submitting the Petition on behalf of the Petitioner, Steven W. Dihel, is an attorney admitted to practice before the Supreme Court of Indiana, or that any alternate representation requirements, as provided in 170 IAC 1-1.1-7,

have been met. This procedural deficiency is subject to cure by Petitioner's compliance with 170 IAC 1-1.1-7.

**IT IS SO ORDERED.**

  
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Judith G. Ripley, Commissioner

  
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Andrea L. Brandes, Administrative Law Judge

Date: November 8, 2004